

1 **Rule 14-404. Active status lawyers: MCLE, NLTP, admission on motion, multi-**
2 **state compliance reciprocity, house counsel and UBE requirements; MCLE**
3 **requirements for Paralegal Practitioners.**

4 (a) Active status lawyers. [~~Commencing with calendar year 2012, each~~] Each active
5 status lawyer admitted to practice in Utah must complete, during each [two fiscal year
6 period (July 1 through June 30)] Compliance Cycle, a minimum of [24] 12 hours of
7 [Utah] Accredited CLE [which must include], as follows:

8 (a)(1) at least six hours of the CLE must be Live CLE, which may include any
9 combination of In-person CLE, Remote Group CLE, or Verified E-CLE;

10 (a)(2) the remaining six hours of CLE may include Self-study CLE or Live CLE;

11 (a)[(1)](3) the 12 hours of CLE must include a minimum of [three hours of accredited
12 ethics or professional responsibility. professional responsibility. One of the three hours
13 of ethics or professional responsibility must be in the area of] one hour of Ethics CLE
14 and one hour of Professionalism and Civility CLE.

15 (b)(1) Lawyers or paralegal practitioners on inactive status are not subject to the
16 requirements of this rule, or (for lawyers) the NLTP requirements.

17 [(a)(1)] (b)(2) Lawyers on active status who reside in Utah and who are subject to the
18 NLTP under Rule 14-808 must complete the NLTP requirements before the end of [their
19 first compliance cycle] the Compliance Cycle that begins after the lawyer is admitted to
20 practice in Utah.

21 (b)(3) NLTP. A lawyer who is obligated to and who successfully fulfills the requirements
22 of the NLTP will receive 12 ~~[accredited MCLE]~~ Accredited Live CLE hours for the
23 ~~[reporting period ending June 30 of the second complete fiscal year following the~~
24 ~~lawyer's year of admission to the Bar]~~ Compliance Cycle during which the lawyer
25 completes the NLTP requirements. ~~[Twelve additional MCLE hours must also be~~
26 ~~completed during the lawyer's first compliance cycle, not including the New Lawyer~~
27 ~~Ethics program.]~~

28 (b)(4) NLTP Mentor. A mentor for a lawyer described in subsection (b)(3) will receive 12
29 Accredited Live CLE hours for the Compliance Cycle during which the lawyer described
30 in subsection (b)(3) successfully fulfills the NLTP requirements.

31 (b)~~(4)~~ (5) New Lawyer Ethics Program. New lawyers are required to attend the New
32 Lawyer Ethics Program. This program satisfies the ~~[ethics]~~ Ethics CLE requirement and
33 the Professionalism and Civility CLE requirement for the ~~[new lawyer's first compliance~~
34 ~~eyele]~~ Compliance Cycle during which the new lawyer completes the NLTP
35 requirements.

36 (c) Admission on motion. A lawyer who is admitted on motion shall comply with
37 subsection (a) during the Compliance Cycle that begins after the lawyer is admitted on
38 motion. ~~[fulfills the requirements of admission on motion as prescribed in Rule 14-705~~
39 ~~satisfies the accredited MCLE requirements of this rule for the reporting cycle ending~~
40 ~~June 30 of the second complete fiscal year following the lawyer's year of admission. In~~
41 ~~addition, the admission on motion lawyer must pay the designated filing fee and must~~
42 ~~complete and certify no later than six months following the lawyer's admission that he or~~

43 ~~she has attended at least 15 hours of accredited CLE hours on Utah practice and~~
44 ~~procedure and ethics requirements as follows:~~

45 ~~(c)(1) Nine credit hours must be comprised of accredited CLE courses on Utah practice~~
46 ~~and procedure.~~

47 ~~(c)(2) Six credit hours must be comprised of the professional ethics course presented in~~
48 ~~OPC's ethics school.~~

49 ~~(c)(3) Twelve of the 15 hours may be completed through self-study through the Bar's~~
50 ~~online CLE system. The 15 hours from (c)(1) and (c)(2) will apply towards the 24 hours~~
51 ~~required per two-year compliance cycle.]~~

52 (d) Multi-State Reciprocity Compliance. An active lawyer or paralegal practitioner
53 ~~[whose principal practice of law is]~~ who practices in a Multi-State Compliance
54 Reciprocity State (Idaho, Oregon, or Washington) may elect to meet the ~~[MCLE]~~ CLE
55 requirements in that other state and use that state's ~~[MCLE]~~ CLE compliance as
56 compliance in Utah by filing a "Comity Certificate" for Utah CLE compliance.

57 (e)(1) House Counsel lawyers. House Counsel lawyers must pay the designated filing
58 fee and file with the MCLE Board by July 31 of each year a House Counsel Certificate
59 signed by the jurisdiction where House Counsel maintains an active license evidencing
60 that the lawyer has completed the hours of continuing legal education required of active
61 lawyers in the jurisdiction where House Counsel is licensed. ~~[House Counsel lawyers~~
62 ~~that do not have a CLE requirement from the jurisdiction where House Counsel~~
63 ~~maintains an active license must complete 12 hours annually (July 1—June 30) of Utah~~

64 ~~approved CLE to include 1 hour of legal ethics and 1 hour of professionalism/civility. At~~
65 ~~least half of the hours must be completed by attending live, in-person CLE.]~~

66 (e)(2) A House Counsel lawyer must complete 12 hours of Accredited CLE each
67 Compliance Cycle, to include one hour of Ethics CLE and one hour of Professionalism
68 and Civility CLE, if: the jurisdiction where the lawyer maintains an active license does
69 not have a CLE requirement; or the lawyer complies in a jurisdiction where CLE is self-
70 reporting and the jurisdiction does not sign the House Counsel Certificate. At least six of
71 the twelve hours must be Live CLE.

72 (f) UBE Applicants. A lawyer who gains admission by transferring a UBE score and has
73 less than two years of legal practice [~~will~~] shall comply with the New Lawyer Training
74 Program during the Compliance Cycle that begins after the lawyer gains admission. [~~If~~
75 ~~the~~] A lawyer who gains admission by transferring a UBE score[~~and~~], has less than two
76 years of legal practice, and receives a waiver of the New Lawyer Training Program
77 because the lawyer lives out of the state, [~~the lawyer will~~] shall comply with paragraph
78 (a) during the Compliance Cycle that begins after the lawyer gains admission. [~~the same~~
79 ~~rules as admission on motion lawyers. A lawyer who gains admission by transferring a~~
80 ~~UBE score and has more than 2 years of active practice will comply with the same rules~~
81 ~~as admission on motion lawyers. These lawyers must pay the designated filing fee and~~
82 ~~are required to complete and certify no later than six months following the lawyer's~~
83 ~~admission that he or she has attended at least 15 hours of accredited CLE hours on~~
84 ~~Utah practice and procedure and ethics requirements including the OPC's ethics school.~~
85 ~~A lawyer who fulfills the requirements of admission on motion as prescribed in Rule 14-~~

86 ~~705 satisfies the accredited MCLE requirements of this rule for the reporting ending~~
87 ~~June 30 following the lawyer's year of admission.]~~

88 (g) Out-of-state CLE activities. CLE [~~credit~~] Accreditation may be awarded for out-of-
89 state [~~activities~~] CLE that the Board determines [~~meet~~] meets standards in furthering a
90 lawyer's or paralegal practitioner's legal education. The Board determines whether to
91 Accredit the [~~activities~~] CLE and, if Accredited, the number of hours of credit to allow for
92 such [~~activities~~] CLE. [~~Out-of-state activities cannot substitute for the 15 mandatory CLE~~
93 ~~hours described in paragraph (c) and Rules 14-705(b) and 14-705(b)(1).]~~

94 [~~(h) Activities that may be regarded as equivalent to state-sponsored self-study CLE~~
95 ~~may include, but are not limited to, viewing of approved CLE audio and video,~~
96 ~~and webcast presentations, computer interactive telephonic programs, writing and~~
97 ~~publishing an article in a legal periodical, part-time teaching in an approved law school,~~
98 ~~or delivering a paper or speech on a professional subject at a meeting primarily~~
99 ~~attended by lawyers, legal assistants, or law school students.]~~

100 [(+) (h) A lawyer's or paralegal practitioner's application for Accreditation of CLE
101 [~~activity~~] must be submitted in writing to the Board if the activity has not been previously
102 [~~approved~~] Accredited for CLE credit in Utah.

103 (i) Programs and topics focused on advertising legal services will be denied
104 Accreditation, except to the extent they deal with the ethical restrictions concerning
105 advertising.

106 (j) State judges, federal judges, federal magistrates, court commissioners, active senior
107 judges, and active justice court judges, both full and part time, meet CLE requirements
108 through the Administrative Office of the Courts.

109 (k) Paralegal practitioners. Each paralegal practitioner licensed in Utah must complete,
110 during each Compliance Cycle, a minimum of 6 hours of Accredited CLE, as follows:

111 (k)(1) at least three hours of the CLE must be Live CLE, which may include any
112 combination of In-person CLE, Remote Group CLE, or Verified E-CLE;

113 (k)(2) the remaining three hours of CLE may include Self-study CLE or Live CLE;

114 (k)(3) the six hours of CLE must include a minimum of one hour of Ethics CLE and one
115 hour of Professionalism and Civility CLE.